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 PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION
 EDMUND P. WOOD 1823-1968
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 EDWARD B. EVANS 1936-1971

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RE: Serial No. 09/939,962

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No: 09/939,962
 Conf. No.: 6989
 Filed: August 27, 2001
 Applicant: Michael B. Foster
 Title: **METHOD OF OPTIMIZING GROWTH
HORMONE REPLACEMENT**
 Art Unit: 1653
 Examiner: Cheyne D. Ly
 Atty. Doc.: RENAS-04

Cincinnati, Ohio 45202

October 27, 2003

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

ELECTION AND PRELIMINARY AMENDMENT

Sir:

In response to the Office Action mailed September 30, 2003 in the above referenced application, applicant elects Examiner's species Group III, claims 9-15, and elects the species of IGF-1, with traverse.

Applicant cancels claims 1-8 and 15-28 without prejudice.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

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